



Eric Gonzalez
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ANDREW GRUNA
Assistant District Attorney

August 2, 2021

Re: [REDACTED]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: ALWYN PHILLIPS

MOS TAX: 930956

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. In addition to any information provided below, disciplinary information regarding this officer may exist online at the following websites: <https://www1.nyc.gov/site/ccrb/policy/MOS-records.page>, <https://nypdonline.org/link/13>, and <https://www.50-a.org>. The People make no representation regarding the accuracy of any information contained on these websites. In addition, the People have provided all lawsuits known to the People through NYPD documents, the NYC Law Department's public website of civil suits filed against officers (<https://www1.nyc.gov/site/law/public-resources/nyc-administrative-code-7-114.page>), and orally relayed to the People by officers. Please note that additional cases may or may not exist on the following public websites: <https://pacer.uscourts.gov/>, <https://iapps.courts.state.ny.us/webcivil/FCASMain>; and <https://iapps.courts.state.ny.us/nyscef/Login>. The People reserve the right to object to the use or introduction of any or all disclosures provided below and any other potential impeachment information.

Disclosure # 1:

THE NYPD ENTERED A DISPOSITION OF OTHER MISCONDUCT NOTED, DATED 11/13/04, AGAINST MOS PHILLIPS.
CASE CLOSED

Disclosure # 2:

THE NYPD ISSUED THE FOLLOWING CHARGES AND SPECIFICATIONS, DATED 08/07/2007, AGAINST MOS PHILLIPS:

1. MOS PHILLIPS, AT APPROXIMATELY 0830 HOURS, WHILE IN THE VICINITY OF A LOCATION KNOWN TO THE DEPARTMENT, IN KINGS COUNTY, DID WRONGFULLY ABUSE HIS AUTHORITY AS A MEMBER OF THE NEW YORK POLICE DEPARTMENT, IN THAT MOS PHILLIPS ATTEMPTED TO SERVE CIVIL COURT PAPERS ON A PERSON, IDENTITY KNOWN TO THE DEPARTMENT, WHICH WERE NOT RELATED TO LEGITIMATE LAW ENFORCEMENT ACTIVITIES.
2. SAID MOS, WHILE ATTEMPTING TO SERVE THE CIVIL COURT PAPERS SET FORTH IN SPEC.#1, SPOKE OBSCENELY AND/OR RUDELY TO A PERSON IDENTITY KNOWN TO THE DEPT., IN THAT OFFICER PHILLIPS SAID, "YOU KNOWN WHAT THE FUCK I WANT" AND THAT HE WAS "GOING TO DO IT THE FUCKING HARD WAY, AT THE PRECINCT."
3. SAID MOS DID WRONGFULLY ABUSE HIS AUTHORITY AS A MEMBER OF THE NEW YORK POLICE DEPARTMENT, IN THAT MOS PHILLIPS THREATENED TO ARREST A PERSON, IDENTITY KNOWN TO THE DEPARTMENT, WITHOUT PROBABLE CAUSE THAT SAID PERSON HAD COMMITTED A CRIME.

DISPOSITION: GUILTY 1, 2; NOLO CONTENDRE 3 (PLEA)

CASE STATUS: CLOSED ON 3/15/10

ACTION TAKEN: FORFEITURE TWENTY (20) VACATION DAYS

Disclosure # 3:

THE NYPD ISSUED THE FOLLOWING ALLEGATION(S), DATED 02/18/2011, AGAINST MOS PHILLIPS:

1. DEPARTMENTAL RULES VIOLATION – MISUSE OF TIME

CASE STATUS: CLOSED ON 02/25/2013

ACTION TAKEN: "A" COMMAND DISCIPLINE ISSUED

Disclosure # 4: (PENDING)

THE FOLLOWING ALLEGATION(S), DATED 9/1/13, ARE PENDING AGAINST MOS PHILLIPS:

1. DOMESTIC INCIDENT – OTHER NO ORDER OF PROTECTION

CASE STATUS: PENDING

Disclosure # 5:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

DEFENDANT	DOCKET #	COURT	FILED	DISPOSED	DISPOSITION
HUSSEIN KADOUH	521566/2019	SUPREME COURT – KINGS	10/30/2019	UNKNOWN	UNKNOWN

THE PEOPLE ARE ALSO AWARE OF THE FOLLOWING CIVIL RIGHTS ACTION(S) IN WHICH INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT:

1. ABEIR SALEH AND JONATHAN MURJANI, CO-ADMINISTRATORS OF THE ESTATE OF DEV, MURJANI, DECEASED V. CITY OF NEW YORK, ET AL, 12-CV-05962, FILED IN THE EASTERN DISTRICT

Disclosure # 6:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS, DATED 12/04/2014, AGAINST MOS PHILLIPS:

ALLEGATION:

1. MISUSE OF TIME – THEFT OF TIME/SUSPENDED MOS – OTHER NON INTERNAL AFFAIRS BUREAU

THEY NYPD ISSUED THE FOLLOWING CHARGES AND SPECIFICATIONS BASED ON THE ALLEGATION:

1. ON OR ABOUT DECEMBER 4, 2014, MOS PHILLIPS, WHILE ON DUTY AND ASSIGNED TO THE 72ND PRECINCT, DID FAIL AND NEGLECT TO REMAIN ALERT, TO WIT: SAID MOS WAS OBSERVED SITTING IN RMP WITH HIS EYES CLOSED FOR APPROXIMATELY FIVE (5) MINUTES.

DISPOSITION: GUILTY (PLEA)

ACTION TAKEN: MOS FORFEITED ELEVEN (11) VACATION DAYS

Disclosure # 7:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS, DATED 12/15/2014, AGAINST MOS PHILLIPS:

1. COURT NON-APPEARANCE – TRAFFIC VIOLATION BUREAU

CASE STATUS: CLOSED ON 03/25/2015

ACTION TAKEN: A COMMAND DISCIPLINE ISSUED

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH MAY 07, 2021, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:**Disclosure # 8:**

CCRB CASE: 200603356

REPORT DATE: 03/15/2006

INCIDENT DATE: 03/15/2006

SUBSTANTIATED CCRB ALLEGATION(S):

1. ABUSE - THREAT OF ARREST
2. ABUSE - THREAT OF FORCE (VERBAL OR PHYSICAL)
3. ABUSE - OTHER
4. DISCOURTESY - WORD
5. DISCOURTESY - WORD

NYPD DISPOSITION: SUBSTANTIATED

NYPD PENALTY: FORFEITURE OF TWENTY (20) VACATION DAYS

Eric Gonzalez
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Kings County